

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

IN RE MORGAN STANLEY INFORMATION FUND
SECURITIES LITIGATION

James E. Boatman, on behalf of himself and all others
similarly situated,

Plaintiff,

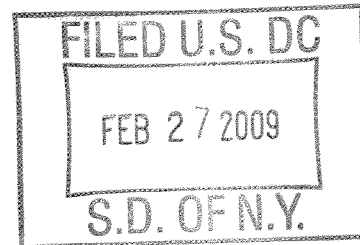
-against-

Morgan Stanley, Morgan Stanley & Co., Incorporated,
Morgan Stanley DW Inc., Morgan Stanley Information
Fund, Morgan Stanley Investment Advisors Inc.,
Morgan Stanley Investment Management Inc., and
Morgan Stanley Distributors Inc.,

Defendants.

NOTICE OF APPEAL

02 CIV 8579 (BSJ)



Notice is hereby given that plaintiffs James M. Lindsay, Michael J. McDermott, Stephen B. Dornak, Dietmar H. Kubb, Lisette Vaessen, and Emil H. Vaessen, on behalf of themselves and all others similarly situated, hereby appeal to the United States Court of Appeals for the Second Circuit from the Opinion and Order dated February 2, 2009 and entered on February 3, 2009 (Dkt. 17) and from the Judgment (with respect to the Opinion and Order) dated and entered on February 4, 2009 (Dkt. 18), which granted defendants' motion to dismiss the Second Consolidated Amended Complaint and dismissed the above-captioned action.

Dated: February 27, 2009

WOLF HALDENSTEIN ADLER
FREEMAN & HERZ LLP

By: 

Daniel W. Krasner (DK 6381)

Robert B. Weintraub (RW 2897)

270 Madison Avenue

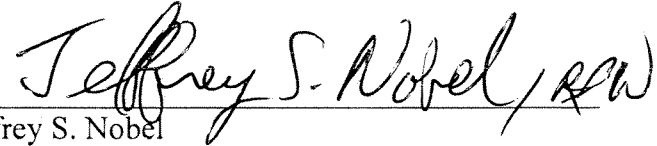
New York, NY 10016

Telephone (212) 545-4600

Co-Lead Counsel for Lead Plaintiffs and the Class

IZARD NOBEL LLP

By:

Handwritten signature of Jeffrey S. Nobel in cursive, written over a horizontal line.

Jeffrey S. Nobel

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Co-Lead Counsel for Lead Plaintiffs and the Class

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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

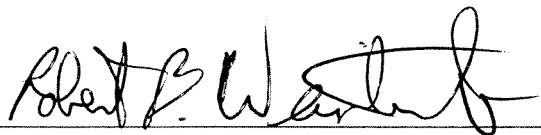
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DECLARATION OF SERVICE

02 CIV 8579 (BSJ)

I, Robert B. Weintraub, Esq., declare under the penalty of perjury that on February 27, 2009, I caused to be served a copy of the attached plaintiffs' Notice of Appeal, by hand delivery, upon Paul, Weiss, Rifkind, Wharton & Garrison, Richard A. Rosen, Esq., 1285 Avenue of the Americas, New York, New York 10019, attorneys for all defendants, and that I also served a copy upon Mr. Rosen by e-mail (the parties previously having served other documents by email).

Dated: February 27, 2009
New York, New York

By: 
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